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Intellectual Property Law

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FACSIMILE TRANSMISSION COVER SHEET

DATE:

December 26, 2006

TO:

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RE:

U.S. Patent Application No.: 10/532,357

For: NIOBIUM POWDER, PROCESS FOR PRODUCING THE SAME AND SOLID ELECTROLYTIC CAPACITOR USING

NIOBIUM POWDER Our Ref.: 3600-502

FROM:

Luke A. Kilyk, Esq.

FAC. TEL. NO.:

1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 14

Items Attached:

Supplemental Information Disclosure Statement -- 3 pages

Form PTO-SB-08 -- 2 pages Cited References -- 8 pages

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on December 26, 2006.

<u>Joan Bonsignore</u> Name (Print)

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Joan Bonsignore Sean Sommer (Print) Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Kataoka et al.	Examiner:	Unassigned
Application No.:	10/532,357	Group Art Unit:	1742
Filed:	April 20, 2005	Confirmation No.:	1576
Docket No.:	3600-502	Customer No ·	33432

For:

NIOBIUM POWDER, PROCESS FOR PRODUCING THE SAME AND SOLID ELECTROLYTIC

CAPACITOR USING NIOBIUM POWDER

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97(c)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

December 26, 2006

Sir.

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO/SB/08. Pursuant to the current United States Patent and Trademark Office rules, no copies of U.S. Patents/Patent Application Publications are provided.

This Information Disclosure Statement is being submitted after expiration of the threemonth period following filing of the above-captioned application but before any Final Office Action or Notice of Allowance.

The undersigned hereby certifies that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

The above information is presented so that the Patent and Trademark Office can, in the first

Supplemental Information Disclosure Statement U.S. Patent Application No. 10/532,357

instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the documents cited in the attached Form PTO/SB/08 be made of record therein and appear on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in this application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to our Deposit Account No. 50-0925.

Respectfully submitted,

Luke A. Kilyk

Reg. No. 33,251

Supplemental Information Disclosure Statement U.S. Patent Application No. 10/532,357

Atty. Docket No.: 3600-502 KILYK & BOWERSOX, P.L.L.C. 400 Holiday Court, Suite 102 Warrenton, VA 20186 Tel: (540) 428-1701

Tel: (540) 428-1701 Fax: (540) 428-1720

Enclosures: PTO/SB/08 w/2 Documents

PTC/SB/08a (08-06)
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Suc	stitute for form 1449A/PTO			Application Number	10/532,357	
	NFORMATION DISC	0	HDE	Filing Date	April 20, 2005	
				First Named Inventor	KATAOKA et al.	
. •	STATEMENT BY APPLICANT			Art Unit	1742	
(Use as many sheets as necessary)				Examiner Name	Unassigned	
Sheet	1	of	2	Attorney Docket Number	3600-502	

U.S. PATENT DOCUMENTS								
Examiner	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
Initials*	NO.	Number - Kind Code ^{2 (I known)}	WW-DD-1111	Applicant of Cited Document	Figures Appear			
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (J' known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T [©]		
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			•	Application Number	10/532,357		
INFO	RMATION DISC	CLOS	URE	Filing Date	April 20, 2005		
STATEMENT BY APPLICANT (Use as many sheets as necessary)				First Named Inventor	KATAOKA et al.		
				Art Unit	1742		
				Examiner Name	Unassigned		
Sheet	2 '	of	2	Attorney Docket Number	3600-502		

NON PATENT LITERATURE DOCUMENTS							
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		Supplementary European Search Report for European Patent Application EP 03 75 8782.1, mailed September 27, 2006, 3 pages.					

				
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